IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.153 of 2008
BIBI SHAKILA KHATOON & ANR
Versus
THE STATE OF BIHAR & ORS
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03 14.11.2008 Heard.

In the instant writ application the petitioners pray for providing protection to their lives, liberties and properties particularly from respondent no.7 to respondent no.14. Petitioner no.1 is the wife of petitioner no.2. Learned counsel for the petitioners submits that a large number of forged warrant of arrest were received from Sahebganj Court coming from the district of Saharsha. The police on enquiry found that the aforesaid warrant of arrest are forged and fabricated. Learned counsel for the petitioners further submits that in course of enquiry it further transpires that respondent no.7 is involved in the aforesaid nefarious act and charge sheet is also filed against him and case is proceeding against respondent no.7 and others. He further submits that most of the aforesaid facts find mentioned in annexure-2, the order dated 29.06.2000 passed by this court in Cr. Misc. No. 25203 of 1999. Learned counsel for the petitioners further submits that the father of petitioner no.2 had contracted two marriages. After mutual partition khata no. 155, Kheshra No. 207, area 42 decimal came in the share of petitioner no.2, his name has also been mutated and he has been paying rent receipt which is contained in annexure-7 series. Learned counsel for the petitioners

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further submits that one Fajlu Rahman illegally transferred some portion of the aforesaid land in favour of respondent no.7. On the basis of aforesaid illegal transfer deed respondent no.7 tried to have the same mutated in his favour. The concerned Circle Officer after due enquiry rejected the application of respondent no.7 as mutation of the aforesaid plot is coming in the record of rights in favour of the petitioners since long. Learned counsel for the petitioners further submits that recently respondent no.7 with other private respondents demolished his boundary wall as well as some portion of his house standing in the aforesaid plot in respect of which petitioners has filed criminal cases as contained in annexure 9 and 10 series. Learned counsel for the petitioners submits that in the aforesaid two cases, charge sheet has been submitted against the respondents. In this view of the matter learned counsel for the petitioners prays that necessary protection may be provided for their due safety and security.This court has not expressed any view on merit of the case.

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Having heard the learned counsel for the petitioners and the State, I dispose this application with direction that in case the petitioners file an application before the Collector- cum - District Magistrate, Muzaffarpur with all relevant documents he/she would dispose of the application within three months also taking into consideration the various cases that petitioners have filed against the respondents for providing protection to life and properties.

With the aforesaid direction this application is disposed of.

Sym **(S.P.Singh, J.)**

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